

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**KONINKLIJKE KPN N.V.**

**v.**

**TELEFONAKTIEBOLAGET LM  
ERICSSON and ERICSSON INC.**

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**CIVIL ACTION NO. 2:21-CV-00113-JRG**

**MINUTES FOR JURY TRIAL DAY NO. 2  
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP  
August 23, 2022**

**OPEN: 08:24 AM**

**ADJOURN: 05:43 PM**

ATTORNEYS FOR PLAINTIFF: See attached

ATTORNEYS FOR DEFENDANTS: See attached

LAW CLERKS: Cody Carter  
Jim Lomeo  
Ryan Davies

COURT REPORTER: Shawn McRoberts, RMR, CRR

COURTROOM DEPUTY: Andrea Brunson, CP

<b>TIME</b>	<b>MINUTE ENTRY</b>
08:24 AM	Court opened.
08:24 AM	Exhibits used prior day read into the record.
08:27 AM	Jury entered the courtroom.
08:28 AM	Witness sworn. Direct examination of Dr. William Mangione-Smith by Mr. Rennie.
08:55 AM	Bench conference.
08:58 AM	Bench conference concluded.
08:58 AM	Objection raised.
08:59 AM	Jury retired to jury room.
09:00 AM	Court heard argument outside presence of the Jury.
09:05 AM	Court made rulings as set forth in the record.
09:07 AM	Jury returned to courtroom.
09:08 AM	Continuation direct examination of Dr. William Mangione-Smith by Mr. Rennie.
09:39 AM	<b>Courtroom sealed.</b>
09:39 AM	Continuation direct examination of Dr. William Mangione-Smith by Mr. Rennie.
10:07 AM	Bench conference.

TIME	MINUTE ENTRY
10:08 AM	Bench conference concluded.
10:09 AM	<b>Courtroom unsealed.</b>
10:09 AM	Jury recessed for break.
10:09 AM	Recess.
10:27 AM	Court reconvened.
10:27 AM	Jury returned to courtroom.
10:28 AM	Continuation direct examination of Dr. William Mangione-Smith by Mr. Rennie.
11:11 AM	<b>Courtroom sealed.</b>
11:12 AM	Continuation direct examination of Dr. William Mangione-Smith by Mr. Rennie.
11:18 AM	<b>Courtroom unsealed.</b>
11:18 AM	Cross examination of Dr. William Mangione-Smith by Mr. Kubehl.
12:01 PM	Jury recessed for lunch.
12:02 PM	Ms. Lusztig on behalf of Plaintiff made request re: pre-admission of additional exhibits.
12:04 PM	Response provided by Mr. Mathews on behalf of Defendants.
12:05 PM	Court directed counsel to meet and confer re: addition of pre-admitted exhibits.
12:05 PM	Recess.
12:55 PM	Court reconvened.
12:55 PM	Jury returned to courtroom.
12:56 PM	Continuation of cross examination of Dr. William Mangione-Smith by Mr. Kubehl.
01:35 PM	<b>Courtroom sealed.</b>
01:36 PM	Continuation of cross examination of Dr. William Mangione-Smith by Mr. Kubehl.
01:38 PM	<b>Courtroom unsealed.</b>
01:39 PM	Continuation of cross examination of Dr. William Mangione-Smith by Mr. Kubehl.
01:51 PM	Bench conference.
01:53 PM	Bench conference concluded.
01:53 PM	Continuation of cross examination of Dr. William Mangione-Smith by Mr. Kubehl.
02:01 PM	<b>Courtroom sealed.</b>
02:01 PM	Redirect examination of Dr. William Mangione-Smith by Mr. Rennie.
02:06 PM	<b>Courtroom unsealed.</b>
02:06 PM	Continuation redirect examination of Dr. William Mangione-Smith by Mr. Rennie.
02:12 PM	Completion of testimony of Dr. William Mangione-Smith.
02:13 PM	Witness sworn. Direct examination of Mr. Michael Joseph Wagner by Ms. Lusztig.
02:30 PM	<b>Courtroom sealed.</b>
02:30 PM	Continuation direct examination of Mr. Michael Joseph Wagner by Ms. Lusztig.
02:48 PM	<b>Courtroom unsealed.</b>
02:48 PM	Continuation direct examination of Mr. Michael Joseph Wagner by Ms. Lusztig.
02:53 PM	Jury recessed for break.
02:53 PM	Recess.
03:12 PM	Court reconvened.
03:12 PM	Court requested update re: meet and confer efforts of additional exhibits for pre-admission.
03:13 PM	Parties confirmed agreement.

TIME	MINUTE ENTRY
03:14 PM	Court directed parties to meet and confer and submit by 1:00 PM tomorrow by email to Court staff a joint proposed final jury instructions and verdict form (in Word format).
03:15 PM	Jury returned to courtroom.
03:15 PM	Continuation direct examination of Mr. Michael Joseph Wagner by Ms. Lusztig.
03:38 PM	Cross examination of Mr. Michael Joseph Wagner by Mr. Mathews.
03:51 PM	<b>Courtroom sealed.</b>
03:51 PM	Continuation cross examination of Mr. Michael Joseph Wagner by Mr. Mathews.
04:06 PM	<b>Courtroom unsealed.</b>
04:06 PM	Completion of testimony of Mr. Michael Joseph Wagner.
04:06 PM	Witness sworn. Direct examination of Mr. Patricio Delgado (adverse witness) by Mr. Ward.
04:19 PM	<b>Courtroom sealed.</b>
04:19 PM	Continuation direct examination of Mr. Patricio Delgado (adverse witness) by Mr. Ward.
04:29 PM	<b>Courtroom unsealed.</b>
04:29 PM	Continuation direct examination of Mr. Patricio Delgado (adverse witness) by Mr. Ward.
04:56 PM	Bench conference.
04:59 PM	Bench conference concluded.
04:59 PM	Continuation direct examination of Mr. Patricio Delgado (adverse witness) by Mr. Ward.
05:10 PM	Bench conference.
05:11 PM	Bench conference concluded.
05:11 PM	Cross examination of Mr. Patricio Delgado by Mr. Mathews.
05:41 PM	Jury recessed for the day until 8:30 AM tomorrow.
05:43 PM	Court adjourned.